

DOCKET NO. DBD-CV21-6041124-S : SUPERIOR COURT
PAUL VAN VALKENBURGH AND : J.D. OF DANBURY
DOREEN VAN VALKENBURGH : AT DANBURY
V. : MAY 5, 2022

**NOTICE OF SERVICE OF
INTERROGATORIES AND REQUESTS FOR PRODUCTION**

THE DEFENDANTS,
WASHINGTON COBOS, and
ADRIANA COBOS

CERTIFICATION

This is to certify that a copy of the foregoing was mailed, postage pre-paid, on this 5th day of May, 2022 to the following counsel of record and pro se parties:

Attorney for Plaintiffs:

Brian Timothy Romano, Esq.
235 Main Street, Suite 104
Danbury, CT 06810
brian@bromanolaw.com

_____/s/433656
Denise Penn
Commissioner of the Superior Court

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PAUL VAN VALKENBURGH and DOREEN : J.D. OF DANBURY
VAN VALKENBURGH

: AT DANBURY

V.

: MAY 5, 2022

WASHINGTON COBOS and ADRIANA
COBOS

DEFENDANTS' INTERROGATORIES

The undersigned Defendants hereby propound the following Interrogatories to be answered by the Plaintiffs, **PAUL VAN VALKENBURGH** and **DOREEN VAN VALKENBURGH**, under oath, within sixty (60) days of the filing hereof insofar as the disclosure sought will be of assistance in the defense of this action and can be provided by the Plaintiff with substantially greater facility than could otherwise be obtained.

1. Please state the following:
 - (a) your full name and any other name(s) by which you have been known;
 - (b) your date of birth;
 - (c) your home address;
 - (d) your business address;
 - (e) your occupation

ANSWER:

- (a)
- (b)
- (c)
- (d)
- (e)

2. With regard to the property which you alleged was damaged, please state your interest or holding in the property at the time of the alleged damage, as well as how long you've held such interest or holding.

ANSWER:

3. Please state the following regarding the alleged damage which you claimed was done to the subject property:

- (a) a specific description of the property damaged;
- (b) indicate the specific areas and location in which the damage allegedly occurred;
- (c) the amounts of said damage.

ANSWER:

- (a)
- (b)
- (c)

4. As to the incident alleged in your Complaint, please state:

- (a) the date the alleged damage occurred;
- (b) the time of day that the alleged damage occurred on such date;
- (c) the portion of property that was allegedly damaged.

ANSWER:

- (a)
- (b)
- (c)

5. Did you ever have contact with the Defendant(s) regarding the specific area or property prior to the damage alleged in the Complaint?

ANSWER:

6. If your answer to the preceding interrogatory is in the affirmative, please state:

- (a) the date and time the communication(s) was(were) made;
- (b) the form of the communication (i.e., whether spoken, written, and/or made by telephone);
- (c) the person(s) to whom the communication was made.;
- (d) The general reasoning for the communication.

ANSWER:

- (a)
- (b)
- (c)
- (d)

7. To date, and for a period of five years prior to the alleged damage, state whether any modifications, cuttings, trimming, treatments, or other work done to the tree you claim was removed and resulted in your damages, made by or for you specifying in as much as possible and including the name or names of contractors/licensed arborists who made such repairs, alterations or treatments.

ANSWER:

8. Have you ever had an appraisal and/or inspection of the damage to the subject property? If so, please specify the name and address of the party that performed said appraisal and/or inspection and the date said appraisal and/or inspection was performed.

ANSWER:

9. Itemize each and every element of actual damage suffered, as claimed in your Complaint relevant to this matter.

ANSWER:

10. List each item of expense which you claim to have incurred as a result of the incident alleged in your Complaint, the amount thereof and state the name and address of the person or organization to whom each item has been paid or is payable.

ANSWER:

11. Identify each item of expense, if any, or portion thereof for which you have been reimbursed or which is reimbursable by an insurer, indicating the name of the insurer that made such payment or reimbursement or which is responsible for such reimbursement.

ANSWER:

12. State the names and addresses of all persons known to you who were present with you at the time of the incident alleged in your Complaint or who observed or witnessed all or part of the alleged damage.

ANSWER:

13. As to each individual named in response to Interrogatory #12, state whether to your knowledge, or to the knowledge of your attorney, such individual has given any statement or statements as defined in the Connecticut Practice Book concerning the subject matter of your Complaint or alleged damage. If your answer to this Interrogatory is affirmative, state also:

- (a) the date on which statement or statements were taken;
- (b) the names and addresses of the person or persons who took such statement or statements;
- (c) the names and addresses of any persons present when such statement or statements were taken;
- (d) whether such statement or statements were written, made by recording device, or taken by court reporter or stenographer;
- (e) the name and address of each person having custody or a copy or copies of such statement or statements.

ANSWER:

- (a)
- (b)
- (c)
- (d)
- (e)

14. Please identify, by stating the name and address, any person, other than an expert who will not testify at trial, who took or prepared any and all of the following photographs in your possession or control or in the possession and control of your attorney, and state the dates on which such photographs were prepared:

- (a) photographs depicting the alleged damage;
- (b) state the number of photographs taken;
- (c) state the date on which each of the photographs were taken.

ANSWER:

- (a)
- (b)
- (c)

15. Have you received any money in compensation for injury, losses or damages from the alleged incident and, if so, state:

- (a) the amounts received;
- (b) the date this compensation was received;
- (c) the name and address of the person, firm or organization who paid each amount.

ANSWER:

- (a)
- (b)
- (c)

16. Have you signed a covenant not to sue, a release or discharge of any claim you had, have or may have against any person, corporation, or other entity, as a result of the incident alleged in your Complaint?

ANSWER:

17. If you have, please state in whose favor it was given, the date thereof, and the consideration paid to you for giving it.

ANSWER:

18. State the names and addresses of all experts whom you intend to call as an expert witness at trial.

ANSWER:

19. For each witness identified in response to Interrogatory #18, state:
- (a) the subject matter on which each expert witness is expected to testify;
 - (b) the substance of the facts and opinions to which each expert witness is expected to testify;
 - (c) a summary of the grounds for each opinion of each expert witness expected to testify.

ANSWER:

- (a)
- (b)
- (c)

20. With respect to the “Van Valkenburgh Property” as described in the Complaint, state:

- (a) Has that property, within the last twenty years (20) been the subject of an “A-2” or similar formal Property Survey to establish, among other things, the boundaries or “metes and bounds” of same;
- (b) If yes, identify by name, company address and phone the Surveyor performing the Survey;
- (c) If yes, what were the results of the Survey;
- (d) If yes, identify all persons and/or entities having a copy of said Survey;
- (e) If yes, please indicate whether any such Survey is available as a “Public Record” with the records of the Town of Bethel, CT.

ANSWER:

- (a)
- (b)
- (c)
- (d)
- (e)

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COBOS

DEFENDANTS' REQUESTS FOR PRODUCTION

A. The Defendants hereby request(s) that the Plaintiffs, **PAUL VAN VALKENBURGH** and **DOREEN VAN VALKENBURGH**, provide counsel for the Defendants with copies of the documents described in the following Requests for Production, or afford counsel for said Defendants the opportunity or, where requested, sufficient written authorization, to inspect, copy, photograph or otherwise reproduce said documents.

1. Copies of all documents referred to in responding to the above Interrogatories.

ANSWER:

2. Copies of any written or recorded communication as referred to in response to Interrogatory #6.

ANSWER:

3. Copies of any license(s) for any contractor(s)/arborist(s) as referred to in response to Interrogatory #7.

ANSWER:

4. Copies of any appraisal and/or inspection as referred to in Interrogatory #8.

ANSWER:

5. Copies of any receipts and/or expenses as referred to in Interrogatories #9-11.

ANSWER:

6. Copies of any statements related to the subject incident or claimed damage as referred to in Interrogatory #13.

ANSWER:

7. Copies or any photographs referred to in response to Interrogatory #14.

ANSWER:

8. If applicable, copies of any covenant not to sue, release or discharge as referred to in Interrogator #16

ANSWER:

9. Copies of any documents related to responses to Interrogatory 20.

ANSWER:

THE DEFENDANTS,
WASHINGTON COBOS, and
ARIANA COBOS

BY /s/433656

Denise Penn
Law Offices of Meehan, Di Palma, Roberts
& Turret
Tel. No. 203-294-7800
Juris: 408308

CERTIFICATION

This is to certify that a copy of the foregoing was mailed, postage pre-paid, on this 5th day of May, 2022 to the following counsel of record and pro se parties:

Attorney for Plaintiffs:

Brian Timothy Romano, Esq.
235 Main Street, Suite 104
Danbury, CT 06810
brian@bromanolaw.com

_____/s/433656_____
Denise Penn
Commissioner of the Superior Court

PLAINTIFF'S CERTIFICATION

I, **PAUL VAN VALKENBURGH**, hereby certify that I have reviewed the above Interrogatories and Requests for Production and responses thereto and that they are true and accurate to the best of my knowledge and belief.

Paul Van Valkenburgh

Subscribed and sworn to before me this _____, day of _____, 20__

Commissioner of the Superior Court/
Notary Public

PLAINTIFF'S CERTIFICATION

I, **DOREEN VAN VALKENBURGH**, hereby certify that I have reviewed the above Interrogatories and Requests for Production and responses thereto and that they are true and accurate to the best of my knowledge and belief.

Doreen Van Valkenburgh

Subscribed and sworn to before me this _____, day of _____, 20__

Commissioner of the Superior Court/
Notary Public